3738

Docket No. HRT-0279

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#8

Applicants : S. Boyd et al.

Serial No. : 09/982,502 Art Unit: 3738

Filed : October 19, 2001 Examiner:

For : Devices and Methods for Port-Access Multivessel Coronary ARtery Bypass Surgery

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231 on

July 19, 2002
(Date of Deposit)

Brian S. Tomko
(Name of applicant, assignee, or Registered Representative)

(Signature)

July 19, 2002
(Date of Signature)

Commissioner for Patents
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this

information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

☒ In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

☐ In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

☐ Statement in Accordance with §1.97(e) (attached); or

☐ Please charge Deposit Account No. 10-0750/ / the fee of $180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final

Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

☐ Statement in Accordance with §1.97(e) (attached); or

☐ Please charge Deposit Account No. 10-0750/ / the fee of $180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of $180.00 as set forth in §1.17(p).

☐ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

☒ Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:

☐ In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.

☐ If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

☒ Copies of references listed on the attached Form PTO-1449 were previously cited by or submitted

to the Patent and Trademark Office in prior application Serial No. 09/487,024, filed 1/19/00, which is a continuation-in-part of application Serial No. 08/281,891, filed 7/28/94, now issued as U.S. Patent No. 5,735,290, which is a continuation-in-part of application Serial No. 08/023,778, filed 2/22/93, now issued as U.S. Patent No. 5,452,733.

☒ There are no listed references which are not in the English language.

☐ The relevance of those listed references which are not in the English language is as follows:

☐ Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

☐ Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/HRT-0279/BST. This form is submitted in triplicate.

Respectfully submitted,

Brian S. Tomko
Reg. No. 41,349
Attorney for Applicants

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-1239
DATED: July 19, 2002

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1

Application Number	09/982,502
Filing Date	October 19, 2001
First Named Inventor	S. Boyd et al.
Group Art Unit	3738
Examiner Name	Not Assigned
Attorney Docket Number	HRT-0279

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.[1]	U.S. Patent Document Number	Kind Code[2] (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
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		4,568,330		Kujawski et al.	2/86	
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		5,174,300		Bales et al.	12/92	
		5,176,649		Wakahayashi	1/93	
		5,188,619		Myers	2/93	
		5,192,298		Smith et al.	3/93	
		5,201,742		Hasson	4/93	
		5,203,776		Durfee	4/93	
		5,131,905		Grooters	7/21/92	
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Examiner Initials	Cite No.[1]	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	T[6]
		Office[3]	Number[4]	KindCode[5]				
		CA	2,171,097	A1	Evard	03-30-1995		
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		DE	2889924	A5		5/91		
		EP	0 218 275			4/87		
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		EP	0 668 058	A1	Novoste Corp.	8/23/95		
		WO	92/21298			12/92		
		WO	93/09721			5/93		
		WO	93/18712			9/93		
		WO	93/20741			10/93		
		WO	95/08364		Stanford Surgical Technologies, Inc.	3/30/95		

Examiner Signature		Date Considered	

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1

Application Number	09/982,502
Filing Date	10/19/01
First Named Inventor	Stephen W. Boyd
Group Art Unit	3738
Examiner Name	
Attorney Docket Number	HRT-0279

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			
Examiner's Initials*	Cite No.[1]	Include name of the author (in CAPITOL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T[2]
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Examiner Signature		Date Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Unique citation designation number. 2 Applicant is to place a check mark here if English language Translation is attached.

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